

MICHAEL J. FLANAGAN

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EDUCATION:

B.A., University of Michigan, 1972;
J.D., McGeorge School of Law, 1980

EMPLOYMENT HISTORY:

- Assistant to the Executive Secretary, California New Motor Vehicle Board, 1978-1980
- Associate, Pilot & Spar, 1980-1988
- Partner, Coder, Tuel & Flanagan, 1988-1994
- Partner, Tuel & Flanagan, 1995-1998
- Owner, Law Offices of Michael J. Flanagan, 1998-Present

SUMMARY OF PROFESSIONAL EXPERIENCE

The bulk of Mr. Flanagan's practice has been devoted to the representation of automobile dealers in Protests and Petitions before the California New Motor Vehicle Board pursuant to the Automobile Franchising Act (Vehicle Code Sections 3000, et seq.) In addition, he has represented dealers in the Municipal Courts, Superior Courts of California, and Federal Courts, as well as in cases before the California Courts of Appeal on numerous occasions, several of which have resulted in published opinions [*BMW of North America, Inc. v New Motor Vehicle Board* (1984) 162 C.A.3 980; *America Isuzu Motors, Inc. v New Motor Vehicle Board* (1986) 186 C.A.3 464; *Champion Motorcycles, Inc. v New Motor Vehicle Board* (1988) 200 C.A.3 819]. Mr. Flanagan has extensive experience representing dealer advertising associations. While employed at Pilot & Spar in Los Angeles, he represented the Southern California Honda Dealers Association, the Southern California Toyota Dealers Association, the Southern California Mitsubishi Dealers Association, the Nissan Dealers Association of Southern California, the Southern California Volvo Dealers Association, and the Orange County Nissan Dealers Association. Mr. Flanagan is primarily responsible for his firm's New Motor Vehicle Board and automotive franchise relations work.

ARTICLES AND PUBLICATIONS

As a member of the Franchise Committee Task Force, American Bar Association Section of Anti-trust Law, Mr. Flanagan was a contributing author to a Monograph entitled "Franchise Protection: Laws Against Termination and Establishment of Additional Franchisees", ABA Anti-trust Section: Monograph No. 17.

He served on the faculty of an American Conference Association Seminar entitled "On-line Automotive Sales", presented on October 1 and 2, 2001, in Chicago. In this regard, he prepared an article and lecture which summarized recent statutory and case law in ten (10) states regarding the franchised automobile business and on-line automotive sales.

He is a regular participant, and has been a panelist several times, at the annual California New Motor Vehicle Board "Roundtable" conference that includes a broad spectrum of automotive industry representatives from around the nation. He has also prepared and delivered presentations on Automotive and Franchise law at two MCLE certified seminars.

Recently, Mr. Flanagan was a speaker together with Eric Chase, Esq., at the NADC 9th Annual Member Conference. Mr. Flanagan and Mr. Chase gave a presentation to the membership on the topic "Dealership Facilities: Problems and Possible Solutions for Dealers Facing Factory Pressures and Incentives."